

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

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MONDAY, THE TWENTIETH DAY OF MARCH

TWO THOUSAND AND SIX

P R E S E N T

THE HON'BLE SRI JUSTICE V.ESWARAIAH

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WP.No.4411 OF 2006

Between:

Smt.Kalleda Kulpati Gangubai & Anr. ... Petitioners

Versus

The District Collector,

Nizamabad,

Nizamabad District & Ors. ... Respondents

Counsel for the Petitioner: Sri D.Bhaskar Reddy

Counsel for the Respondents: GP for Revenue

ORDER :

The case of the petitioners is that they are the landless poor person and the first petitioner is the daughter of Sri Bavanna and the second petitioner is the daughter-in-law of one Sri Bavanna. The said Bavanna has been cultivating the Government to an extent of Ac:1-26 guntas in survey no.630/1 of Donkal village of Morthad Mandal, Nizamabad district for the last twenty years.

It is stated that as per the wishes of the said Bavanna, he wanted to get the assignment of land in favour of the petitioners herein, who have filed an application for the assignment of the said agricultural land. The said application has been enquired into by the assignment committee and the proceedings have been issued in file no.B/67/2005 selecting the petitioners for the assignment of the said land. Both the petitioners herein belonged to Scheduled Castes. An extent of Ac:0-33 cents was decided in favour of the first petitioner and another extent of Ac:0-33 cents in favour of the second petitioner in the said survey no.630/1. Having decided to assign by the assignment committee, pattas assignment orders have not been issued in their favour. Questioning the said action, the present writ petition is filed.

The learned Govt.Pleader on instructions submits that Kalleda Kulpati Gangu Bai has been

cultivating the said land for the last twenty years and he has laid a pipeline also for getting the water to irrigate the said land and the petitioners have no other land except the land to be assigned, and therefore, the said land proposed to assign in favour of the petitioners.

It is stated that the matter was also referred to the Revenue Divisional Officer, Nizamabad, vide Proceedings of the Mandal Revenue Officer, Morthad, Nizamabad district, dated 21-4-2005 in Lr.No.B/897/04 and the only reason for not issuing the patta certificates is that some claim was putforth by Smt.Laya and fifteen others stating that once upon a time they have also cultivated the same but in support of them, it is stated that they have not filed the documents.

In view of the said facts and circumstances, the fourth respondent is directed to issue patta certificates in favour of the petitioners within four week from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

MARCH 20th, 2006. -----

I s L. V. ESWARAIAH , J.

NB:

Issue CC tomorrow.

B/o.IsL.

